IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE C.N.RAMACHANDRAN NAIR

TUESDAY, THE 2ND JANUARY 2007 / 12TH POUSHA 1928

WP(C).No. 15 of 2007(B)

PETITIONER:

SHERIN KHADEEJA (MINOR),
REPRESENTED BY HER GUARDIAN/FATHER P.H.THAHA,
MYNAKAM, THITTILPEEDIKA, CHEVARAMBALAM P.O.,
CALICUT-17.

BY ADV. SRI.V.K.SUNIL
SRI.AJEY THOMAS

RESPONDENTS:
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1. STATE OF KERALA,
REPRESENTED BY ITS SECRETARY, DEPARTMENT OF
GENERAL EDUCATION, GOVERNMENT SECRETARIAT,
THIRUVANANTHAPURAM.

2. THE DIRECTOR OF HIGHER SECONDARY
EDUCATION, DIRECTORATE OF HIGHER SECONDARY
EDUCATION, GOVT. OF KERALA, THIRUVANANTHAPURAM.

3. THE PROGRAMME COMMITTEE CONVENER,
THE STATE LEVEL HIGHER SECONDARY SCHOOL YOUTH
FESTIVAL, THIRUVANANTHAPURAM.

BY G.P. SRI. I.V. PRAMOD

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 02/01/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

C.N.RAMACHANDRAN NAIR,J.

W.P.C.NO. 15 OF 2007

Dated this the 2nd day of January, 2007

JUDGMENT

Petitioner has approached this Court for direction to the second respondent to permit the petitioner to participate in Chitra Rachana (Water colour) competition at the State level based on order in appeal. However, it is seen from the order in appeal that the Appellate Committee has only considered the petitioner's painting and has not seen that of the first prize winner. Prize awarded is based on relative merit and the first prize winner has got 16 marks more than the petitioner. In the circumstances, order in appeal is not proper and hence the third respondent rightly declined to permit the petitioner to participate at the State Level competition. W.P. is devoid of any merit and is dismissed.

(C.N.RAMACHANDRAN NAIR)
Judge